



AGENDA

Regular Meeting of the Bradbury City Council

Tuesday, May 26, 2009

6:30 p.m. CLOSED SESSION

7:00 p.m. REGULAR MEETING

**To be held in the City Council Chambers at City Hall
600 Winston Avenue, Bradbury, CA 91008**

CLOSED SESSION 6:30 PM

CALL TO ORDER/ROLL CALL

Mayor Barakat, Mayor Pro-Tem Hale, Councilmembers Guthrie, Lathrop and Lewis

PUBLIC COMMENT - REGARDING CLOSED SESSION ONLY

RECESS TO CLOSED SESSION REGARDING CONFERENCE WITH LEGAL COUNSEL

- 1. Personnel**
CONFERENCE WITH LABOR NEGOTIATOR
Pursuant to Government Code Section 54957.6 employee negotiations for unrepresented employees
- 2. Anticipated Litigation**
CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Pursuant to Government Code Section 54956.9 (b) potential and threatened litigation - Consideration of a Tolling Agreement to allow time to negotiate settlement of the Los Angeles County Tolling Liability Trust Fund dispute.
- 3. Anticipated Litigation**
CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Pursuant to California Government Code Section 54956.9(b) – Threatening litigation in connection with National Resource Defense Council (NRDC/Santa Monica Baykeeper v County of Los Angeles, USDC No. 08-1467 (copy of the claim is available for public inspection at City Hall).

OPEN SESSION 7:00 PM

CALL TO ORDER/PLEDGE OF ALLEGIANCE

ROLL CALL Mayor Barakat, Mayor Pro-Tem Hale, Councilmembers Guthrie, Lathrop and Lewis

CLOSED SESSION REPORT

APPROVAL OF THE AGENDA

Majority vote of the City Council to proceed with City business.

PUBLIC COMMENT

Any one wishing to address the City Council on any matter that is not on the agenda for a public hearing may do so at this time. Please state your name and address clearly for the record and limit your remarks to five minutes.

Please note that while the City Council values your comments, the City Council cannot respond nor take action until such time as the matter may appear on a forthcoming agenda.

Routine requests for action should be referred to City staff during normal business hours, 8:30 a.m.- 5:00 p.m., Monday through Friday, at (626) 358-3218.

The City of Bradbury will gladly accommodate disabled persons wishing to communicate at a City public meeting. If you require special assistance to participate in this meeting, please call the City Manager's Office at (626) 358-3218 at least 48 hours prior to the scheduled meeting.

ACTION ITEMS*

1. DISCLOSURE OF ITEMS REQUIRED BY GOVERNMENT CODE SECTION 1090 & 81000 Et. Seq.

2. CONSENT CALENDAR

All items on the Consent Calendar are considered by the City Council to be routine and will be enacted by one motion unless a Council Member request otherwise, in which case the item will be removed and considered by separate action.

- A. Minutes - Regular City Council Meeting April 21, 2009
- B. Minutes – Adjourned Meeting/Study Session on Fee Study – April 15, 2009
- C. Financial Statement for the month of April 2009
- D. Resolution No. 09-15 Demands & Warrants for May 2009
- E. Proclamation declaring May Child Abuse Prevention Month
- F. Award of Banking Service to Wells Fargo Bank
- G. Resolution No.09-16 and 09-17 Authorization for new signatures on City bank accounts
- H. Transfer of Workers' Compensation Insurance coverage to the California Joint Powers Insurance Authority (CJPIA) and Approval of Resolutions No. 09-18, No. 09-19 and 09-20.
 - i. Resolution No. 09-18 Authorizing and approving self-insurance of workers' compensation for its employees through the self-insurance and loss pooling program of the CJPIA
 - ii. Resolution No, 09-19 – Providing workers' compensation coverage certain city volunteers pursuant to the provisions of Section 3363.5 of the Labor Code
 - iii. Resolution No, 09-20 – Authorizing the City Manager to submit an application for a Public Entity Certificate of Consent to Self-Insure to the Department of Industrial Relations (DIR), Self-Insurance Plans
- I. Denial of Liability Claim – County of Los Angeles and Los Angeles County Flood Control District Claim

3. PUBLIC HEARING – CONSIDERATION OF ADOPTION OF PROPOSED RESOLUTION NO. 09-21 OF THE CITY COUNCIL OF THE CITY OF BRADBURY ESTABLISHING A NEW MASTER FEE SCHEDULE Government Code Section 66014 requires that local government fees be calculated so that

the fees do not exceed the estimated reasonable cost of providing the service for which the fee is charged. The City completed this process in May 2009 and is now recommending implementation of City fees by a Master Fee Schedule effective July 1, 2009. It is recommended that the City Council open a public hearing and adopted Resolution No. 09-21 approving the City's Master Fee Schedule.

4 DISCUSSION – MOUNT OLIVE PEDESTRIAN PATHWAY

The City Council will consider the installation of a pedestrian pathway along Mt. Olive Drive from Mount Olive Lane to Woodlyn Drive. The proposed project is a 6 foot wide decomposed granite pathway on the westerly side of the roadway that will be adjacent to the existing curb. It is recommended that the City Council approve the installation of the pathway from Mount Olive Lane to Woodlyn Drive.

5. DISCUSSION - ANNUAL RATE ADJUSTMENT FOR RESIDENTIAL SOLID WASTE COLLECTION AND RECYCLING FRANCHISE AGREEMENT

The City of Bradbury contracts with Burrtec Waste Services for solid waste collection and recycling. Pursuant to Section 10.10 of the Franchise Agreement "each subsequent July 1 (after July 1, 1999) the rate for each category of service shall be subject to upward or downward adjustment. Customer rates are comprised of the following categories: contractor service cost, disposal cost, recycling processing, green waste processing cost and manure waste processing cost."

It is recommended the City Council approve the refuse collection and recycling rates set forth in the attached charts to become effective July 1, 2009 and amend the Agreement between the City of Bradbury and Burrtec Waste Industries, Inc. for Residential Waste Management Services as such.

6. DISCUSSION - PROPOSAL TO CONNECT CITY HALL TO THE PUBLIC SEWER

Bradbury City Hall has an antiquated private septic sewer system that is over 55 years old. The system is demonstrating signs that repairs are eminent. The State Regional Water Quality Control Board has adopted regulations that are designed to eliminate the use private sewage disposal systems. The City's development staff has explored alternatives to connect City Hall to the public sewer system. It is estimated that the proposed improvement will cost approximately \$60,000. Staff is requesting authorization to solicit construction bids to connect City Hall to the public sewer system.

7. DISCUSSION - CITYWIDE TRAFFIC ENFORCEMENT

The City Council has \$35,000 allotted for citywide traffic enforcement. The City Council will review options and provide direction to staff.

8. DISCUSSION – CALIFORNIA – AMERICAN WATER COMPANY'S GENERAL RATE CASE APPLICATION TO THE CALIFORNIA PUBLIC UTILITIES COMMISSION (PUC)

The City Council has requested an opportunity to discuss the recent notice by California-American Water regarding proposed rate increases. California-American Water Company (Cal-Am) currently has a pending application before the California Public Utilities Commission (PUC) to increase its water rates over the next few years. The rate increases are significant, raising the average rate by 60% in two years for residential customers and 90% for agricultural users. It is recommended the City Council discuss this item and provide further direction to staff.

9. **DISCUSSION – PROPOSED CHANGE OF CITY COUNCIL MEETING TIME**
The City Council has requested an opportunity to discuss moving the regular meeting time. Should the City Council elect to move the time it is recommended the City Council introduce an Ordinance to change the starting time of City Council Regular Meetings (read by title only and waive further reading), and direct staff to bring the Ordinance forward for adoption at the June meeting.
10. **DISCUSSION - RE-JOINING THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS**
The City Council will discuss the benefits of rejoining the San Gabriel Valley Council of Governments and provide further direction to staff.
11. **DISCUSSION - CITY PUBLIC RELATIONS**
The City Council will review and discuss how to handle future requests for publicity for the City of Bradbury.
12. **MATTERS FROM THE CITY MANAGER**
13. **MATTERS FROM THE CITY COUNCIL**
Brief reports of individual Councilmembers activities relating to City business occurring since the last meeting.

Mayor Barakat

California Contract Cities Association (CCCA)
Foothill Transit
L.A. County City Selection Committee
L.A. County Sanitation Districts
San Gabriel Valley Mosquito & Vector Control District

Mayor Pro-Tem Hale

Civic Center Sub-Committee
YMCA Community Advisor

Councilmember Lathrop

Southern California Association of Governments (SCAG)
Duarte Education Foundation
Duarte Community Education Council (CEC)

Councilmember Guthrie

Southern California Joint Powers Insurance Authority

Councilmember Lewis

League of California Cities
Director of Bradbury Disaster Committee
Area "D" Office of Disaster Management

14. **ITEMS FOR FUTURE AGENDAS**

ADJOURNMENT

The City Council will adjourn to a Regular Meeting at this same place on Tuesday, June 16, 2009 at 7:30 p.m.

*** ACTION ITEMS**

Regardless of a staff recommendation on any agenda item, the City Council will consider such matters, including action to approve, conditionally approve, reject or continue such item. Further information on each item may be procured from City Hall.

"I, Claudia Saldana, City Clerk, hereby certify that I caused this agenda to be posted at the Bradbury City Hall entrance gate on Friday, May 22, 2009, at 5:00 p.m."

CITY CLERK - CITY OF BRADBURY